

**JUDGE BATTS**

AO 440 (Rev. 8/01) Summons in a Civil Action

**UNITED STATES DISTRICT COURT**

Southern

District of

New York

THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA,

**SUMMONS IN A CIVIL ACTION**

V.

J. RONALD TERWILLIGER,  
WILLIAM C. MACDONALD, JOSEPH S.  
TORG, CFP RESIDENTIAL, L.P., AND  
TCF RESIDENTIAL PARTNERSHIP, LTD.,

CASE NUMBER:

TO: (Name and address of Defendant)

Joseph S. Torg  
15 Old Danbury Road, Suite 100  
Wilton, CT 06897

**07 CIV 8497**

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Christopher J. Garvey  
Goodwin Procter LLP  
599 Lexington Avenue  
New York, New York 10022

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK



(By) DEPUTY CLERK

DATE

**10/15/2007**

AO 440 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____  <div style="display: flex; justify-content: space-around; width: 100%;"> <span>Date</span> <span>Signature of Server</span> </div>   <div style="text-align: center; margin-top: 20px;"> _____  Address of Server </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

THE PRUDENTIAL INSURANCE COMPANY OF  
AMERICA

Plaintiff(s), Petitioner(s)

against

J. RONALD TERWILLIGER, WILLIAM C.  
MACDONALD, ET AL

Defendant(s), Respondent(s)

CLIENT: Jack Groarke

INDEX NO.: 07 Civ 8497

DATE OF FILING: 10/1/2007

**AFFIDAVIT OF SERVICE**

STATE OF CONNECTICUT: COUNTY OF HARTFORD

I, Eric Rubin being duly sworn according to law upon my oath, depose and say, that deponent is not a party to this action, is over 18 years of age and resides in Bethel, CT.

Furthermore, that on **October 5, 2007 at 3:20 PM at 15 Old Danbury Road, Suite 100, Wilton, CT**, deponent served the **Summons In A Civil Action and Complaint** upon **Jospeh S. Torg**, (Defendant/Respondent) herein known as Recipient.

Said service was effected in the following manner:

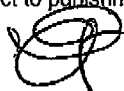
By delivering thereat a true copy of each **Summons In A Civil Action and Complaint** to **Jospeh S. Torg**, personally; Deponent knew said person so served to be the person mentioned and described as said recipient therein.

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex: **Male** Skin: **White** Hair: **Brown** Age(Approx): **36-50** Height(Approx): **5'9" - 6'** Weight(Approx): **161-200 lbs**  
Other:

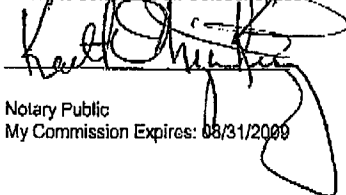
I asked the Recipient if he/she was in active military service of the United States or the State of Connecticut in any capacity and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the Recipient is not in the military service of Connecticut State or the United States as that term is defined in the statutes of Connecticut State or the Federal Soldiers and Sailors Civil Relief Act.

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



Eric Rubin, Private Process Server

Sworn to before me on October 5, 2007



Notary Public  
My Commission Expires: 08/31/2009

